

1 JUDGE BENJAMIN H. SETTLE
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9 UNITED STATES DISTRICT COURT
10 WESTERN DISTRICT OF WASHINGTON
11 AT TACOMA

12 UNITED STATES OF AMERICA,) NO. CR12-5356BHS
13 Plaintiff,)
14 vs.) DEFENDANT'S SUPPLEMENTAL
15 SHADINA RICE,) SENTENCING MEMORANDUM
16 Defendant.)
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18 On June 25 (Ms. Rice's original sentencing date), Pretrial Services filed a report
19 alleging that she had violated the conditions of her bond by not reporting new employment as
20 a tax preparer. While the report did not allege that Ms. Rice had engaged in new criminal
21 conduct, various statements attributed to a witness in the violation report suggested that Ms.
22 Rice may have been withholding refunds from clients. Ms. Rice admitted to the Court that
23 she had prepared several tax returns in exchange for cash payments as a secondary source of
24 income, while maintaining her regular full time employment with a marketing company, and
25 that she had not reported this additional income as new "employment" to Pretrial Services.

26 The Court then continued Ms. Rice's sentencing from June 25 to July 23 to allow
Pretrial Services and the Government to investigate further.

Pretrial Services filed an updated release status report on July 12. The report states that Ms. Rice is in compliance with her bond and that there is no new information indicating that she had engaged in any misconduct while working as a tax preparer or otherwise. In addition, AUSA Bruce Miyake has informed defense counsel that the Government has completed its inquiries into the allegations in the June 25 violation report. The Government is satisfied that there was no criminal conduct associated with Ms. Rice's tax preparations, and no additional bond violations or criminal charges will be presented to the Court.

DATED this 22nd day of July, 2013.

Respectfully submitted,

s/ *Colin Fieman*
Colin Fieman
Attorney for Shadina Rice

CERTIFICATE OF SERVICE

I hereby certify that on the date below I filed with the Clerk of the Court the foregoing Motion for Order Sealing Defendant's Supplemental Sentencing Memorandum and proposed Order. I used the CM/ECF system, which will send notification of such filing to Assistant United States Attorney Bruce Mikaye.

I further certify that I e-mailed a copy of said document to the United States Probation Officer, Becky Miller.

DATED this 22nd day of July, 2013.

s/ Kathleen A. Gilkey
Kathleen A. Gilkey